

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARTHA JULIA HIDALGO	:	
VILLAFANE, Individually, As Executor	:	Civil Action No.: 2:20-cv-06393-RBS
and as Personal Representative of the Estate	:	
of Martha Erika Alonso Hidalgo,	:	
	:	
MA. GUADALUPE NANCY CANALES	:	
ELIZALDE, Individually, as Executor and	:	
as Personal Representative of the Estate of	:	
Marco Antonio Tavera Romero,	:	
	:	
LOURDES FRANCISCA MENDOZA	:	
HERNANDEZ, Individually, as Executor	:	
and as Personal Representative of the Estate	:	
of Hector Baltazar Mendoza,	:	
v.	:	
AGUSTAWESTLAND PHILDELPHIA	:	
CORPORATION	:	
	:	
and	:	
	:	
LEONARDO S.p.A.	:	

**DEFENDANTS' MOTION TO DISMISS PURSUANT TO  
FORUM NON CONVENIENS AND PURSUANT TO FED. R. CIV. P. 12(b)(7)  
FOR FAILURE TO JOIN NECESSARY AND INDISPENSABLE PARTIES**

Defendants, AgustaWestland Philadelphia Corporation (“AWPC”) and Leonardo S.p.A. (collectively, “Defendants”), respectfully move this Court to dismiss this action pursuant to the doctrine of *forum non conveniens* and pursuant to Fed. R. Civ. P. 12(b)(7) for failure to join necessary indispensable parties.

The facts, legal contentions and authorities supporting dismissal are set forth in the accompanying Affidavit of John M. Socolow and Exhibits A-G annexed thereto, and the accompanying Memorandum of Law, all of which are incorporated herein by reference.

A Proposed Order granting the relief requested is submitted herewith for the Court’s consideration.

Defendants request oral argument of this motion.

Dated: March 24, 2021

Respectfully submitted,

**FITZPATRICK & HUNT, PAGANO, AUBERT LLP**

By: /s/ John M. Socolow

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*Attorneys for Defendants*

*AgustaWestland Philadelphia Corporation and*

*Leonardo S.p.A.*

**CERTIFICATE OF SERVICE**

I hereby certify that I have filed the foregoing via the Court's CM/ECF system on March 24, 2021, which automatically generates notification of the filing to all counsel of record.

*/s/ John M. Socolow*  
John M. Socolow